

Senate Study Bill 1214

SENATE FILE _____
BY (PROPOSED COMMITTEE ON
LOCAL GOVERNMENT BILL BY
CO=CHAIRPERSON QUIRMBACH)

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to fees imposed for food safety inspections
2 conducted by municipal corporations.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
4 TLSB 2905XC 81
5 rn/sh/8

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1 1 Section 1. Section 137F.6, unnumbered paragraph 1, Code
1 2 2005, is amended to read as follows:
1 3 The department, when acting as the regulatory authority,
1 4 shall collect the following annual license fees:
1 5 Sec. 2. Section 137F.6, unnumbered paragraph 3, Code 2005,
1 6 is amended to read as follows:
1 7 Fees collected by the department shall be deposited in the
1 8 general fund of the state. Fees collected by a municipal
1 9 corporation shall not be governed by the fee schedule
1 10 contained in subsections 1 through 7, but shall instead be
1 11 annually established by the municipal corporation in amounts
1 12 not to exceed the documented average costs of inspection
1 13 during the preceding five years for each category of food
1 14 establishment contained in subsections 1 through 7. Fees
1 15 collected by a municipal corporation shall be retained by the
1 16 municipal corporation for regulation of food establishments
1 17 and food processing plants licensed under this chapter.

1 18 EXPLANATION
1 19 This bill provides that a municipal corporation, when
1 20 acting as the regulatory authority conducting food safety
1 21 inspections pursuant to Code chapter 137F, may collect a fee
1 22 in an amount not to exceed the documented average cost of
1 23 inspection during the preceding five years for the categories
1 24 of food establishments contained in Code section 137F.6,
1 25 subsections 1 through 7. Those subsections prescribe a
1 26 statutory annual licensing fee corresponding to the type of
1 27 food establishment being inspected, or in some cases based on
1 28 the gross sales level for the establishment, and are currently
1 29 applicable to inspections conducted by either the department
1 30 of inspections and appeals, or a municipal corporation which
1 31 contracts with the department to conduct its own inspections.
1 32 The bill removes application of the prescribed fee amounts to
1 33 municipal corporations, but maintains it with respect to
1 34 inspections conducted by the department.
1 35 LSB 2905XC 81
2 1 rn:nh/sh/8